

I. Call Meeting to Order

The Common Council of the City of Greenwood, Johnson County, Indiana met in its regular session on Monday, August 7, 2017 at 7:00 p.m. in the regular place, the Council Chambers of the Greenwood Municipal Building, 300 South Madison Avenue, Greenwood, Indiana. The Council President, Mike Campbell, presided and Clerk, Jeannine Myers, was present to memorialize the proceedings.

Steve Schellin of Southland Community Church led in prayer.

Present on the roll call were Council Members: Bruce Armstrong ("Mr. Armstrong"); Ron Bates ("Mr. Bates"); Mike Campbell ("Mr. Campbell"); Brent Corey ("Mr. Corey"); Linda Gibson ("Ms. Gibson"); Ezra Hill ("Mr. Hill"); David Hopper ("Mr. Hopper"); Chuck Landon ("Mr. Landon") and David Lekse ("Mr. Lekse"). A quorum was obtained.

Additional Officials Present: Mark Myers ("Mayor Myers"), City of Greenwood Mayor; Krista Taggart ("Ms. Taggart"), Corporation Counsel; John Laut ("Mr. Laut"), Greenwood Police Chief; Darin Hoggatt ("Chief Hoggatt"), Greenwood Fire Chief; Noelle Crosby ("Ms. Crosby"), Finance Accounting Specialist; and Daniel Johnston ("Mr. Johnston"), Director and City Engineer.

II. Approval of [Minutes from the Regular Meeting on July 17, 2017](#)

Motion to approve the minutes from the Regular Meeting on July 17, 2017, made by Mr. Bates. Seconded by Mr. Lekse. **Roll Call Vote: Ayes. (9-0) Motion Carries.**

III. Audience Requests

Mayor Myers addressed council stating we have numerous part-time firefighters and one full-time firefighter to swear in this evening. Chief Hoggatt introduced Logan Chaszar, Ian Garrison, Riley Pallikan, Brady Turner, and Germarch Liner. Mayor Myers thanked the families and friends present; he said as these gentlemen become a part of a family. Mayor Myers said the fire service and police service are a close-knit family and we will take care of them like family. He said we will watch over them and protect them as best we can. He thanked them for being here to share it with them. Mayor Myers swore in the firefighters. Chief Hoggatt introduced the full time firefighter, Joel Dewitt, to be sworn in. Mayor Myers swore in Joel Dewitt.

Mr. Campbell announced that the petitioner for Ordinance No. 17-38, rezoning of 350 acres, has requested a continuance. He said if council votes to do so we will postpone that until the first meeting in September on Wednesday the 6th. Mr. Armstrong reiterated the request came from the petitioner.

IV. Reports

A. Corporation Counsel

Motion to Correct Error

[ORDINANCE NO. 17-33](#) AN ORDINANCE OF THE CITY OF GREENWOOD, INDIANA, MAKING DETERMINATIONS RELATED TO THE PUBLIC SAFETY BUILDING PROJECT, AUTHORIZING THE FORM OF AND EXECUTION OF LEASE, APPROPRIATING THE LEASE RENTALS TO SUCH PURPOSES, APPROVING THE ISSUANCE OF BONDS AND RELATED MATTERS (*Sponsored by Gibson*)

Ms. Taggart explained that in council packet during the last council meeting there was an amended ordinance was submitted. She indicated that we forgot to make a motion to amend deleting language in Section 16. Ms. Taggart said originally that language was intended to include the police building itself, which has been standing for quite some time and was originally built by the Building Corporation. She added it was transferred back to the city after those bonds, now it is being transferred back to the Building Corporation for remodel. She said in order to clear up that confusion and to make sure we are able to do

the quick claim deeds back and forth between the city and the Building Corp. in order to issue the bonds, we are requesting a motion to correct error to delete that specific language from Section 16.

Motion to correct error to delete the specific language from Section 16 moved by Mr. Bates. Seconded by Mr. Corey. **Voice Vote: Ayes. (9-0) Motion Carries.**

B. Controller

None.

C. Committee & Board Reports

Mr. Campbell stated the RDC had not met, they meet tomorrow afternoon and the report will be distributed as soon as he can.

Mr. Corey stated the Planning Commission met; the rezoning was met with a favorable recommendation except one; also a request for landscape variance which passed (8-0).

V. Ordinances and Resolutions

A. Notice of Intent to Consider

[ORDINANCE NO. 17-38](#) AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP ADOPTED BY REFERENCE IN ZONING ORDINANCE NO. 82-1 (Proposed Rezoning of Approximately 350 Acres South of Allen and East of Graham and Collins Roads) (*Sponsored by Campbell and Gibson*)

Request for Continuance per Petitioner

Ms. Taggart stated there has been a request to continue from the petitioner. She added that Mr. Corey, at the Planning Commission in the initial petition there was the request not only to rezone this but also a request for the Plan Commission to initiate a change to the zoning map to exempt this property from the overlay district. She said there was a bit of confusion whether that would be a tax change or a zone map change and whether the petitioner could initiate that change their selves or whether the city had to initiate it. Ms. Taggart stated we have since established that it is in fact a zone map change that they can initiate; they are in the process of doing that and want that zone map change, which would exempt them from the Worthsville Road Overlay District requirements. She said in exchange, they are saying they would commit to the Upper I-65 overlay district requirements and the zone map to be considered and run contemporaneously in front of the council. Ms. Taggart said Mr. Armstrong raised an issue about whether we have sufficient time for this, she said we do continuance that have ninety days to consider before it would go into effect; so granting this continuance still puts this within that ninety-day window.

Motion to continue Ordinance No. 17-38 to September 6 made by Mr. Bates. Seconded by Ms. Gibson. **Voice Vote: Ayes: Bates, Campbell, Corey, Gibson, Hill, Hopper, Landon, and Lekse. Nay: Armstrong. (8-1) Motion Carries.**

B. First Reading

None.

C. Second Reading

[ORDINANCE NO. 17-35](#) AN ORDINANCE AMENDING THE GREENWOOD MUNICIPAL CODE (1993), AS AMENDED, CHAPTER 2, CITY ADMINISTRATION, ARTICLE 10, MISCELLANEOUS PROVISIONS, SECTION 2-121, AMERICANS WITH DISABILITIES ACT (ADA) POLICY STATEMENT TO CHANGE THE ADA COORDINATOR (*Sponsored by Campbell*)

Motion for the second reading of Ordinance No. 17-35 moved by Mr. Corey. Seconded by Mr. Bates. **Vote: Ayes. (9-0) Motion carries.**

[ORDINANCE NO. 17-36](#) AN ORDINANCE TRANSFERRING FUNDS WITHIN THE CUMULATIVE CAPITAL IMPROVEMENT FUND FROM BUDGET CATEGORY 442 TO BUDGET CATEGORY 331 (*Sponsored by Corey and Bates*)

Motion for the second reading of Ordinance No. 17-36 moved by Mr. Corey. Seconded by Mr. Landon. **Vote: Ayes. (9-0) Motion carries.**

VI. New Business - Introduction of New Ordinances and Resolutions

[ORDINANCE NO. 17-39](#) AN ORDINANCE AMENDING GREENWOOD MUNICIPAL CODE SECTIONS 4-16 AND 4-24 TO ADD FEE FOR BODY CAMERA FOOTAGE AND AMENDING SECTION 2-90 TO ALLOW DEPOSIT OF SAID FEES INTO THE LAW ENFORCEMENT CONTINUING EDUCATION FUND (*Sponsor Gibson*)

Mr. Corey clarified that this could not be enforced until it passes. Chief Laut said that is correct.

[RESOLUTION NO. 17-17](#) A RESOLUTION DECLARING CERTAIN AREA WITHIN THE CITY OF GREENWOOD AN ECONOMIC REVITALIZATION AREA AND QUALIFYING CERTAIN REAL PROPERTY IMPROVEMENTS FOR TAX ABATEMENT AND SETTING THE TIME AND PLACE FOR A PUBLIC HEARING (Dermatology, Inc.) (*Sponsored by Campbell*)

Brian Williams, partner with Dermatology Corp. along with Amy Summers, Practice Administrator, addressed council with a presentation [attached].

Mr. Armstrong asked for clarification on the address. Mr. Williams stated off of County Line Road, onto Airport Pkwy, head south, toward the airport itself, you would be on Jackson Blvd.

[RESOLUTION NO. 17-18](#) A RESOLUTION DECLARING CERTAIN AREA WITHIN THE CITY OF GREENWOOD AN ECONOMIC REVITALIZATION AREA AND QUALIFYING CERTAIN REAL PROPERTY IMPROVEMENTS FOR TAX ABATEMENT AND SETTING THE TIME AND PLACE FOR A PUBLIC HEARING (Becknell Industrial/Southtech Business Park – Bldg. 1) (*Sponsored by Campbell*)

Mr. Sherman addressed council regarding the packet council received and the amendment.

[RESOLUTION NO. 17-19](#) A RESOLUTION OF THE GREENWOOD COMMON COUNCIL AUTHORIZING APPLICATION SUBMISSION AND LOCAL MATCH COMMITMENT OF THE CDBG PLANNING GRANT APPLICATION TO THE INDIANA OFFICE OF COMMUNITY AND RURAL AFFAIRS AND ADDRESSING RELATED MATTERS (*Sponsored by Landon*)

Motion to suspend the rules through first reading moved by Mr. Landon. Seconded by Ms. Gibson. **Vote: Ayes. (9-0) Motion carries.**

Motion for the first reading of Resolution No. 17-19 moved by Mr. Bates. Seconded by Ms. Gibson.

Mr. Campbell stated this is different from what we did last time. Mr. Landon said he gave an executive report to council on the status of the grant, we needed to take the next move and that was to hire the architectural firm to do the planning portion of the grant. He said council approved that, afterwards, this is something that has to submit with the grant. Mr. Landon said this does not cause the city to spend any money; The Social is putting the down stroke and does not change what was discussed last council meeting. He added

this is presenting the proper resolution in the grant package to move forward. Mr. Campbell stated this is something required by the state and is just dotting the I's and crossing the t's and why we should get this done as quickly as possible.

Mr. Campbell requested roll call on first reading of Resolution No. 17-19. **Vote: Ayes. (9-0) Motion carries.**

Motion to suspend the rules through second reading moved by Mr. Landon. Seconded by Ms. Gibson. **Vote: Ayes. (9-0) Motion carries.**

Motion for the second reading of Resolution No. 17-19 moved by Mr. Bates. Seconded by Ms. Gibson. **Vote: Ayes. (9-0) Motion carries.**

Mr. Campbell stated he and the Mayor spent some time at The Social on Friday and spent some time in the Rock Steady boxing program; he said he was quite impressed and shared his appreciation for the work they do there.

VII. Miscellaneous Business

A. Council

Ms. Gibson stated there is an extension of Sayre Drive coming into Christy Drive near Mikes Way on the west side of the Airport. She asked how council would feel about moving forward to extend the truck ordinance to include Sherman Drive. She said having signage at County Line and Christy Drive included and Suncrest Drive; she added signage at Christy and Suncrest on Meridian and signage at Sayer coming into Christy is they were headed westbound out of that area there is a storage building that is going in. She said not knowing what kind of equipment will be going in and out of there; she wondered how council would feel about extending the truck ordinance to include those streets. Mr. Campbell asked if they would be extending Christy Drive across to Airport. Ms. Gibson said it has already been done. Mr. Campbell asked if that was a commercial storage area too. Ms. Gibson said it is; she said the road is done they just have it barricaded until the construction is complete. Ms. Gibson corrected her previous statement; she said she indicated she said Sayer but it is just Christy just going on through there. Mr. Campbell said that leaves the potential to have large truck traveling through the neighborhood through Christy Drive out to Meridian Street. Ms. Gibson said to go westbound up to Sherman Dr. and take Sherman out to County Line. Ms. Gibson said she did not want to go forward asking legal to do something until she had a feel from everyone else. Mr. Armstrong indicated he was looking at the map. It was clarified that Christy does extend out to Airport Parkway. Mr. Campbell said we wouldn't want semis driving through there. Ms. Gibson asked Ms. Taggart if her department would move forward with that.

Mr. Armstrong stated he was able to see the light nuisance he has discussed at the previous meeting. He said they are very bright but does not want to put something on the books to take care of it and then have adverse effect on everyone else beyond what we were looking for. Mr. Armstrong asked if there was a way to proceed to tone down the lights on a neighbor; he said he would have liked to go through the HOA but there is not one. Ms. Taggart said if it rises to the level of a public nuisance, it is something you can refer to Code Enforcement and have them inspect it. Mr. Armstrong said it is someone who has moved into the neighborhood within the last couple of years; they feel it is their right to use their property in any way they see fit, even if it infringes upon the person that lives across the lake from them. He said he does not want to get into the business of enforcing something like this but on the other hand, when your use of your property interferes with your neighbors' ability to use theirs then it becomes an issue. Mr. Armstrong said he did see the lights and they are bright enough to read a newspaper from the guys dock across the lake. Mr. Lekse said philosophically he leans more towards the city being able to enforce things like that; in his experience it takes too long for HOA's to enforce things. Mr. Armstrong said he would forward the information to Code Enforcement.

Mr. Armstrong said he was talking to a community member who thanked them very much for the roundabout at Smith Valley and Yorktown. Mr. Campbell said he drives through it all the time and he loves it. Mr. Bates said he has received a positive comment on there as well.

B. Audience

Randy Goodin, resident within the Greenwood city limits, asked about the park on Stop 18 and the progress on that. Mr. Campbell replied that council expressed interest in purchasing the property; it is up to the parks department on purchase and use of the property. Mr. Campbell clarified all we did was a formality that is required by the state before the city can purchase a piece of property. Mr. Goodin also asked about the speeding on Worthsville Road; he runs 45-50 mph and other cars run up on him and nearly hit him. He asked if there is anything that can be done; he also indicated the speed limit signs are difficult to see because they sit on the other side of the path and asked if they could be moved closer to the road. Mr. Goodin said there have been near misses on the roundabout and since school has started, it is a rush to get kids dropped off and head off to work. Mr. Goodin said the noise is still an issue; he said we have about four different offenders he can identify their vehicles because he stands outside as they drive past. He said they shake the house so much so that the nail pops have come to the surface. HE said there have been cracks in the corners of the drywall. Mr. Goodin said it shakes his office furniture and his interior. Mr. Goodin said he is not the only one complaining, his neighbors are saying the same thing. Mr. Armstrong asked if the offenders drive by at a specific time. Mr. Goodin said most of them are the afternoon; he suggested they work a second shift and are heading into or from work. He said there is one that happens really late at night between two and four am. Mr. Armstrong said if he could let us know of a pattern they may have a better idea of how to enforce it; not that he could guarantee they could do that but it gives them additional information. Ms. Gibson added that we cannot have an officer go out there and sit, because there is a lot going on in and around the community; but if you can provide a short window there, it may help get some resolution.

C. Other Miscellaneous

1. Corporation Counsel

None.

D. Controller

Noelle Crosby, Finance Account Specialist, addressed council. Ms. Crosby is standing in for Ms. Fritz, Interim controller. Ms. Fritz requested Ms. Crosby report that the Sanitation, Waste Management and Stormwater 2018 Salaries will be presented during the August 21 meeting. Ms. Crosby stated we hope to have the budget approved in October, possibly earlier, from the Stormwater and Public Works Board. Ms. Crosby said other budgets should be available this Friday for review and will have the first presentation on the August 21 meeting. Mr. Campbell said he has seen her name quite often and is nice to put a face to the name.

E. Mayor

Mayor Myers stated Mr. Armstrong asked about railroad crossings; he checked with the railroad and was told they have a battery backup that is supposed to last three hours running time if they were to go up and down. He said if there is a default in it, there is a light on the outside of the box that would flash, if it was a steady light that means it is charged and fully operational; if it is flashing, the engineer needs to contact the railroad and let them know. Mr. Armstrong said now that the stop signs have been removed and replaced by lights and arms many people have gotten into the habit of trusting that the lights are correct. Mayor Myers shared that we were approved for the state grant in 2021 to put crossing arms in throughout the city; it won't help us until then, it is a joint venture with Franklin and Whiteland to get one funded. Mr. Campbell asked if it was every crossing though Greenwood. Mayor Myers said it wouldn't be every but it will cover a majority.

Ms. Gibson shared there is signage up at Meridian and Kearny stating that crossing will be closed starting the 8th through the 11th. Mayor Myers said they opened Main Street and hour ago. Mr. Lekse asked if they will be shoring up the street underneath the tracks. Mayor Myers said it is new rail from Louisville to Indianapolis that is welded so you will not hear the clickety clak anymore. He added after they put in the new rail, they put in new crossties and then shore up the underneath to run bigger, longer, heavier and faster moving trains; at least two miles long. Mr. Armstrong suggested because of that we should look at doing something with fire stations on the southeast side of town. Mayor Myers said we have already been talking about that. Mr. Armstrong said he is concerned, since his fire service is primarily out of 93, if something happens it would have to come out of 94.

VIII. Adjournment

With no further business, the meeting adjourned at 7:50 p.m. The next regular meeting of the Greenwood Common Council to be held on August 21, 2017, at 7:00 p.m.


Council President, Mike Campbell


Clerk, Jeannine Myers